

February 22, 2021

A REGULAR MEETING of the Akron Village Board was held on this date at 7:05 p.m.
Present: Mayor Carl E. Patterson; Trustees E. Peter Forrestel, Brian T. Perry and Darrin L. Folger; Attorney Andrew Borden, Clerk Jayne DeTine, Treasurer Sarah Michel, Public Works Manager Jon Cummings and Chief of Police Richard Lauricella.

The Mayor led us in the pledge to the flag.

RESOLUTION duly moved by Perry and seconded by Folger that the Minutes of the Regular Meeting of February 1, 2021 and Special Meeting of February 2, 2021 be and hereby are approved by the Village Board.

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	BRIAN T. PERRY	- AYE
	DARRIN L. FOLGER	- AYE

RESOLUTION, duly moved by Folger and seconded by Forrestel that the audit of the bills is approved, and the Treasurer authorized to pay same in accordance with the following abstract of audit vouchers:

General Fund	\$	38,620.03
Electric Fund	\$	164,419.15
Water Fund	\$	3,899.63
Sewer Fund	\$	2,559.68
Capital Projects	\$	192,380.27

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	BRIAN T. PERRY	- AYE
	DARRIN L. FOLGER	- AYE

RESOLUTION duly moved by Perry and seconded by Folger that the following building permits be and hereby are approved with the application and approval of the Code Enforcement Officer:

Sunoco/Evergreen Resources	81 Buell St	Install wells for soil Tests	\$100.00
Hawley Development	26 Mechanic St	Remove Tanks	\$250.00

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	BRIAN T. PERRY	- AYE
	DARRIN L. FOLGER	- AYE

RESOLUTION duly moved by Folger and seconded by Perry that the following application for a Dumpster Permit be and hereby is approved in accordance with the application filed and payment of permit fee:

Pizzabella & Pasta	66 Main St	Renewal	\$100.00
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ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	BRIAN T. PERRY	- AYE
	DARRIN L. FOLGER	- AYE

RESOLUTION duly moved by Folger and seconded by Perry that the following application for a Plumbers License for the year 2021 be and hereby is approved in accordance with the application filed and payment of the annual license fee of \$75.00:

\$75.00

2.) Implicit Bias Training. The Village shall employ and properly train all current and newly hired Police Officers in implicit bias and trauma involved care. This will provide for Officers to have a better understanding of Victims and Suspects and how to properly assist them.

3.) Implicit Bias In-Service Training. The Akron Police Department shall have certified instructors provide implicit bias in-service refresher training on a yearly basis to all employees.

4.) Outreach. The Akron Police Department will continue to schedule outreach events yearly in an effort to bring the Police Department and the Community together to help build trust.

5.) Officer Wellness. The Akron Police Department shall train members in peer counseling or reach out to other agencies to assist with members involved with traumatic events. These members will be specifically trained by a non-law enforcement entity to recognize signs and symptoms of fellow Officers before they become unmanageable. They will also provide stress debriefings to our agency.

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	BRIAN T. PERRY	- AYE
	DARRIN L. FOLGER	- AYE

PUBLIC HEARING: – Local Law #1 for 2021 – Amending Chapter 165 of the Code of the Village of Akron, Rezoning 22 Morgan Street - a Public Hearing was held at this time to hear any and all persons for the purpose of addressing the draft amendment to the law. The Village Clerk read the Proof of Publication and asked if anyone wished to speak. Robert Denning, President and CEO of Perry’s Ice Cream which owns the vacant lot at 22 Morgan Street, explained that the company would like to re-zone 22 Morgan Street from R-2 to I-2 to incorporate the parcel into their master campus plan for any future development. With no one else wishing to speak the Board approved to close the Public Hearing.

RESOLUTION duly moved by Folger and seconded by Forrestel that the Public Hearing regarding the Local Law #1 For 2021 – amending Chapter 165 of the Code of the Village of Akron- Rezoning 22 Morgan Street be and hereby is closed at 7:16 pm.

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	BRIAN T. PERRY	- AYE
	DARRIN L. FOLGER	- AYE

The Board agreed to table the decision regarding Local Law #1 for 2021 Amending Chapter 165 of the Code of the Village of Akron – Rezoning 22 Morgan Street until the next scheduled Board meeting on March 1, 2021 due to the absence of Trustee Middaugh and the two Board Members who would need to abstain, the Board would not have a proper quorum to vote.

APPEARANCES: None

PUBLIC COMMENT: Jacob Halleck from the Akron Chamber of Commerce provided a copy of a draft flyer they would like to use for the “Shop Local Saturday” event. The event is meant to encourage everyone to come, visit and support the business district in the Village. The event is scheduled for March 13, 2021 from 9:00 am - 4:00 pm.

PROJECT REPORTS –

CDBG Main Street ADA Sidewalk Aprons/Crosswalks – moved this item to the March 1, 2021 work session.

Wastewater Treatment Plant Upgrade – Public Works Manager Jon Cummings stated that the influent channel is almost complete and work is continuing on the by-pass, updated lighting installation is also underway. Trustee Forrestel reported visiting the plant and the project is coming along good.

MONTHLY REPORTS –

TREASURER – reported: Submitted all reports from the Finance Committee meeting held February 18, 2021 which she attended. Requested the following budget transfer resolution from Water Contingency to Water Contractual to pay the property taxes for the Water Plant in the amount of \$1,399.87 and the budget adjustment resolution amending the property levy amount from \$1,057,864.00 to \$1,055,017.00 on the recommendation of the Finance Committee:

RESOLUTION duly moved by Forrestel and seconded by Perry approve the following budget transfer on the recommendation of the Finance Committee be and hereby is approved.

Water Fund			
F.1990.0400	to	F.1950.0400	\$1,399.87
Contingency		Contractual Expense Account	

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	BRIAN T. PERRY	- AYE
	DARRIN L. FOLGER	- AYE

RESOLUTION duly moved by Perry and seconded by Folger to approve the budget adjustment to the Property Levy from \$1,057,864.00 to \$1,055,017.00 as per the recommendation of the Finance Committee be and hereby is approved.

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	BRIAN T. PERRY	- AYE
	DARRIN L. FOLGER	- AYE

Mayor Patterson thanked Sarah for the nice job on the Finance Reports and also thanked Trustee Forrestel and Perry as leaders of the Finance Committee for the continuing support of the Village Treasurer.

Elected Officials –

TRUSTEE – COORDINATORS

Trustee Perry – reported: Attended Finance Committee meeting held February 18, 2021 where the new Village Treasurer Sarah brought up many great questions. All looks good.

Trustee Middaugh – reported: excused absence

Mayor Patterson – reported: Thanked Chief Lauricella for the time and effort put forth regarding the Police Reform and Reinvention Plan, nice job; HR Committee and Sheri Mooney from Mind Squad have been meeting over the last couple of weeks and have scheduled another meeting for February 25, 2021 at 3 pm regarding Performance Management. The Mayor added that it has been great working with Sheri, she is a great resource.

Trustee Forrestel – reported: HR Committee meeting scheduled for February 25, 2021; also scheduled a Water Wastewater Committee meeting for Thursday February 25, 2021 at 5 pm; also added as per the recommendation of the HR Committee to move the Village Clerk salary from \$50,939 to \$55,939 effective immediately.

RESOLUTION duly moved by Forrestel and seconded by Perry to move the Village Clerk salary from \$50,939 to \$55,939 effective immediately as per the recommendation of the HR Committee be and hereby is approved.

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	BRIAN T. PERRY	- AYE
	DARRIN L. FOLGER	- AYE

Trustee Folger – reported: Along with Trustee Middaugh received the budget vs. actuals for the years 2019 and 2020 on February 15, 2021 from the Akron Fire Company, would like to schedule a meeting with AFC to review them; Code Enforcement Committee meeting was scheduled for March 1, 2021 but has been pushed back to March 15, 2021 to work on the Chicken Law; also thanked Chief Lauricella for all the hard work on the Police Reform and Reinvention Plan.

OLD BUSINESS

Clinton Street/Eckerson Avenue/43 East Avenue Village Land – Alison Koopman will have an updated site plan and is scheduled to be on the agenda for the March 1, 2021 work session. Attorney Borden will work with Public Works Manager Jon Cummings to see if any preliminary site work can begin when the weather allows.

Splash Pad – Alison Koopman will have a site plan for Eckerson Avenue and Russell Park and is scheduled to be on the agenda for the March 1, 2021 work session.

Cedar Street – Electrical/Trees/Sidewalks – nothing new.

Chicken Law – still in discussion under Code Enforcement Committee. The next Committee meeting is scheduled for March 15, 2021.

Agreement with Town of Amherst Central Fire Alarm System – still under discussion.

NEW BUSINESS

RESOLUTION duly moved by Forrestel and seconded by Folger to approve the 2020 Akron Fire Company Service Award Program Firefighter Record as provided by the Akron Fire Company be and hereby is approved.

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	BRIAN T. PERRY	- AYE
	DARRIN L. FOLGER	- AYE

RESOLUTION to amend the Employee Medical Purchase and Buy Out Resolution from January 8, 2018 as the following:

RESOLUTION duly moved by Folger and seconded by Perry to make available medical insurance coverage to part-time employees excluding part-time Police Officers working between 20-40 hours per week. If such employee elects to participate in the Village's plan, they will receive a maximum of \$4,000.00 towards their health care coverage to be pro-rated based on their actual hours worked effective January 1, 2021 be and hereby is approved.

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	BRIAN T. PERRY	- AYE
	DARRIN L. FOLGER	- AYE

RESOLUTION duly moved by Forrestel and seconded by Folger to approve a medical insurance buy-out for eligible employees of the Village of Akron that choose to opt-out of medical insurance coverage. Village of Akron employees excluding part-time Police Officers who are eligible for medical insurance coverage but choose to opt-out from this coverage may be eligible for a pro-rated annual payment that is determined based upon their average hours of work per week. Employees working 40 or more hours per week on average who choose to opt-out of health insurance coverage will be paid a percentage of \$3,000.00 based upon their average weekly hours divided by 40 hours. Employees working 19 hours per week or less on average will not be eligible for any payout of monies should they opt-out of health-insurance coverage. No Village of Akron employee will receive more than \$3,000.00 per year if they opt-out for health insurance coverage. Eligible employees who have not been employed by Village of Akron for the entire 12-month period prior to the determination of payouts will receive a pro-rated amount based upon a percentage calculation of months worked over 12 effective January 1, 2021 be and hereby is approved.

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	BRIAN T. PERRY	- AYE
	DARRIN L. FOLGER	- AYE

RESOLUTION duly moved by Folger and seconded by Forrestel to approve the active membership application of Kyla Funtanares and the limited active membership application of Sierra Winter into the Akron Fire Company be and hereby are approved.

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	BRIAN T. PERRY	- AYE
	DARRIN L. FOLGER	- AYE

CORRESPONDENCE –

Planning Board minutes from meeting held January 25, 2021.

Letters from Charter Communications notifying of broadcast changes dated February 12th and February 15th, 2021.

Letter from County Executive Mark Poloncarz recommending the Village to form a Conservation Advisory Committee.

Assessor's Report #1 and #2 for February 2021.

Town/Village Historian Semi-Annual Report.

Letter from Division of Criminal Justice Services notifying the Village Police Department that they meet the eligibility requirements for discretionary grants.

Letter from NEXtera Energy regarding the Empire State Line Transmission Project which runs through Newstead.

PUBLIC COMMENT – None

EXECUTIVE SESSION –

RESOLUTION duly moved by Perry and seconded by Folger to go into an executive session regarding personnel matters leading to the appointment, employment, promotion, demotion, discipline, suspension, dismissal or removal of a particular person or corporation at 7:45 pm be and hereby is approved.

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	BRIAN T. PERRY	- AYE
	DARRIN L. FOLGER	- AYE

RESOLUTION duly moved by Folger and seconded by Forrestel to come out of the executive session regarding personnel matters leading to the appointment, employment, promotion, demotion, discipline, suspension, dismissal or removal of a particular person or corporation at 9:10 pm be and hereby is approved.

ADOPTED	CARL E. PATTERSON	- AYE
	E. PETER FORRESTEL	- AYE
	BRIAN T. PERRY	- AYE
	DARRIN L. FOLGER	- AYE

On motion of Folger and seconded by Forrestel at 9:11 pm this meeting was ADJOURNED.

MAYOR

CLERK